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MAR 03 2006

In re Application of :
Denby :
Application No.: 09/546,502 :
Filed: April 11, 2000 :
Attorney Docket No.: 4045-A2 :
FOR: FISHING LINE AND LURE CONNECTORS

OFFICE OF PETITIONS

DECISION GRANTING PETITION

This is a decision on the petition under 37 CFR 1.181 to withdraw the holding of abandonment, filed on December 1, 2005.

The petition under 37 CFR 1.181 to withdraw the holding of abandonment is **GRANTED**.

The above-identified application became abandoned for the alleged failure to timely reply to the non-final Office action, mailed August 27, 2004, which set a period for reply of three (3) months. {The August 27, 2004 non-final Office action was mailed in response to a timely filed June 11, 2003 Appeal Brief.} The Office considered the application abandoned on November 28, 2004. A Notice of Abandonment was mailed on June 2, 2005.

Petitioner alleges that a proper reply in the form of a two month extension of time, a request to reinstate the May 6, 2003 Appeal, and a supplemental Appeal Brief (in lieu of a reply under 37 CFR 1.111 to the August 27, 2004 non-final Office action) were timely filed on January 29, 2005 (certificate of mailing date January 27, 2005). A review of the application file reveals that these documents are present.

The petition under 37 CFR 1.181 is granted. The holding of abandonment is withdrawn. No petition fee has been or will be charged in connection with this matter.

After the mailing of this decision, the application will be returned to Technology Center AU 3643 for consideration of the request to reinstate the May 6, 2003 Appeal and the supplemental Appeal Brief, filed on January 29, 2005 (certificate of mailing date January 27, 2005).

Telephone inquiries may be directed to the undersigned at (571) 272-3230.

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